

Worksheet
Documentation of Land Use Plan Conformance and NEPA Adequacy (DNA)

U.S. Department of the Interior
Bureau of Land Management (BLM)

A. BLM Office: Phoenix Field Office

NEPA No.: AZ020-2005-0039

Case File No.: AZA-32521

Proposed Action Title/Type: Special Recreation Permit (SRP)

Applicant: Phoenix Four-Wheel Drive Club

Location of Proposed Action: Hieroglyphic Mountains area; T6N, R1W, Sections 5, 7, 8, and 18; T6N, R2W, Sections 1, 3, 10, 13, 14, 15, 22, 23; T7N, R2W, Sections 25 and 35.

Roads and trails located on state trust lands and private lands are not authorized under this permit.

Description of the Proposed Action: The Phoenix Four-Wheel Drive Club plans to hold their 33rd annual Four-Wheel Drive Roundup from March 20-27, 2005. Approximately 120 to 130 people will camp in a designated staging/camping area and drive on existing routes on public land. The club members will participate in organized driving trips and social activities. Along with the off highway vehicle runs, various outside and resource activities are planned such as fund raisers, children games and adult socials. The staging/camping area will be located in Section 23, T. 6 N., R. 2 W. It is expected that 75 vehicles will participate throughout the weekend activities. Clean up crews have been designated to clean the area after the event. Three trash bins, a contained fire pit and 6 porta-johns will be provided. Club members with EMT experience will provide first aid/medical support. The attached Arizona and Phoenix Field Office BLM Stipulations for Commercial Event SRPs are incorporated herein. Leave No Trace and Tread Lightly! principles will be practiced.

B. Conformance with the Land Use Plan (LUP) and Consistency with Related Subordinate Implementation Plans.

LUP Name: Phoenix Resource Area Management Plan/Environmental Impact Statement"

Date Approved: September 29, 1989

The proposed action is in conformance with the LUP, even though it is not specifically provided for, because it is clearly consistent with the following LUP decisions (objectives, terms, and conditions) and, if applicable, implementation plans decisions: The proposed action is not specifically provided for in the LUP. However, Decision LR-55 on page 14 of the LUP states

that "Land use authorizations (rights-of-way, leases, permits, easements) would continue to be issued on a case-by-case basis and in accordance with the recommendations in this Proposed RMP/EIS".

C. Identify the applicable NEPA document(s) and other related documents that cover the proposed action.

This proposed action is covered in the following EA: "Arizona Trail Riders Enduro Motorcycle Event Environmental Assessment, AZ-020-98-035, dated 2/25/98, and the Special Recreation Permits for Commercial Recreation Activities on Public Lands in Arizona Environmental Assessment, A7931-93-001, dated 8/93.

D. NEPA Adequacy Criteria

1. Is the current proposed action substantially the same action (or is a part of that action) as previously analyzed?

The current proposed action is substantially the same as previously analyzed in the above EA for the enduro run. Specific impacts in the staging area have been mitigated, and the routes are on existing roads and trails previously analyzed in the EA. In addition, on page 2 of the programmatic EA specifically written for commercial SRPs, it describes the issuance of commercial SRPs who propose activities that comply with the standard stipulations. These standard stipulations, and additional ones, have been identified and included in this document for the current proposed action.

2. Is the range of alternatives analyzed in the existing NEPA document(s) appropriate with respect to the current proposed action, given current environmental concerns, interests, resource values, and circumstances?

The range of alternatives analyzed in the existing NEPA document is appropriate with respect to the current proposed action. No new alternatives or concerns have been presented by the public, other agencies, or resource specialists.

3. Is the existing analysis adequate and are the conclusions adequate in light of any new information or circumstances (including, for example, riparian proper functioning condition [PFC] reports; rangeland health standards assessments; Unified Watershed Assessment categorizations; inventory and monitoring data; most recent Fish and Wildlife Service lists of threatened, endangered, proposed, and candidate species; most recent BLM lists of sensitive species)? Can you reasonably conclude that all new information and all new circumstances are insignificant with regard to analysis of the proposed action.

The new information or circumstances, discussed in detail below, have appeared since the EAs were written. Each one has been appropriately analyzed and considered by resource specialists for the proposed action and it has been determined that there is either, no affect, or no significant impacts, with regards to the new information and circumstances.

In August of 1999, three changes were made to the listing of Critical Elements of the Human Environment which must be considered in all NEPA analysis; Invasive, Non-Native Species, Ground and Surface Water Quality, and Environmental Justice. It has been determined by resource specialists that this proposed action has no direct or indirect impacts on any of these elements in the affected area. Stipulations addressing this element have been added to mitigate any potential invasion of nonnative species that might occur in the affected area by the proposed action. Ground and surface water quality will not be affected by the proposed action. In reviewing the proposed action it was determined that the proposed action will not disproportionately affect Native American tribes, or minority and/or low-income groups.

Standards for Rangeland Health were incorporated into all state Land Use Plans through a statewide amendment in May of 1997, therefore, the proposed action was reviewed to determine if it is in conformance with the approved standards. Since all routes for the proposed action are on existing, open roads and trails, and the camping and staging activities will be in an area not affecting watershed, it has been determined that the proposed action will not adversely affect the watershed functional condition or the desired plant community for the affected area. Riparian functional condition is not affected by the proposed action.

The Agua Fria and Sonoran Desert National Monuments, located on public lands within the Phoenix Field Office, were designated in 2000 and 2001 by Presidential Proclamation to protect objects of scientific or historic interest. The proposed action does not occur within these monument boundaries therefore they are not affected.

Executive Order 13212, dated December of 2001, directed that all decisions made by the BLM will take into consideration adverse impacts on the Presidents National Energy Policy. To comply with this directive, the proposed action was reviewed and it has been determined by resource specialists that the proposed action will not have a direct or indirect impact on energy development, production, supply and/or distribution since the proposed action does not occur in an area with any existing utility corridors, there are no known planned or proposed energy developments, and no applications for such use has been received by the PFO.

4. Do the methodology and analytical approach used in the existing NEPA document(s) continue to be appropriate for the current proposed action?

The process used in the existing EAs is the agency standard for this type of action. The environmental impacts of the proposed action were analyzed during the development of the EAs.

5. Are the direct and indirect impacts of the current proposed action substantially unchanged from those identified in the existing NEPA document(s)? Does the existing NEPA document sufficiently analyze site-specific impacts related to the current proposed action?

The direct and indirect impacts are the same as those identified and analyzed in the existing EAs which specifically analyze site-specific impacts for all activities and routes identified in the proposed action.

6. Can you conclude without additional analysis or information that the cumulative impacts that would result from implementation of the current proposed action are substantially unchanged from those analyzed in the existing NEPA document(s)?

Yes, the cumulative impacts resulting from activities on public land as described in the proposed action are substantially unchanged from those analyzed in the existing EAs. Visitation and other uses in the area have not increased significantly to change or negatively affect the cumulative impacts analysis. The activities are limited to existing, open roads and trails, and previously disturbed areas, which are open to the public.

7. Are the public involvement and interagency review associated with existing NEPA document(s) adequate for the current proposed action?

The interagency consultation and public involvement and review associated with the existing EAs are adequate for the current proposed action. All agencies and the affected public addressed in the proposed action area had several opportunities for input and review during the analysis process. Nothing in the proposed action has changed, and no new circumstances or concerns have emerged since the EAs were written.

E. Interdisciplinary Analysis: Identify those team members conducting or participating in the preparation of this worksheet.

<u>Name</u>	<u>Title</u>	<u>Resource Represented</u>
Jim Andersen	Team Lead – Lands	Realty
Lee Higgins	Team Lead - Range	Range
Tim Hughes	Team Lead – Wildlife	Wildlife/T&E
Rich Hanson	Team Lead – Recreation	Recreation/Wildernes
Dave Eddy	Geologist	Minerals
Connie Stone	Archaeology	Cultural Resources

F. Specific Mitigation Measures/Stipulations:

Extreme Rock Crawling Activities:

1. Motorized extreme rock crawling activities are to remain on inventoried routes identified on

the map provided by the BLM.

2. Vegetation cutting and rock stacking is prohibited.
3. Permittee is responsible for, and assumes any liability for, any discharge of fluids (defined as, but not limited to, the spilling, leaking, pumping, pouring, emitting, emptying or dumping of gasoline, motor oil, transmission fluids and anti-freeze) which may pose a threat to public health or welfare, or the environment. Discharges will be cleaned up, removed and disposed of in accordance with applicable local, state and federal laws. Contaminated areas will be rehabilitated if necessary. Permittee will notify the BLM of all discharges greater than one quart within 14 days of occurrence. Participants shall be advised that every effort must be made to avoid soil contamination during four-wheeling activities, fueling, and while making vehicle repairs. It is strongly encouraged that all participants carry absorbent pads, mats or rolls that can absorb a minimum of one quart of fluid. Whenever possible, ground cover shall also be used, such as a tarp, when conducting vehicle repairs or fueling.

Control of Fugitive Dust:

1. Traffic on the access road and in the staging area will be limited to 15 MPH. The permittee will post speed limit signs every ½ mile on the access road and every 100 yards in the staging area for the duration of the event.

Throughout the event, water will be applied to the access road and the staging area every 4 hours during the day, or as needed. Water will be applied after the event has ended when the staging area is clear of all vehicles.

CONCLUSION

- ☐ Based on the review documented above, I conclude that this proposal conforms to the applicable land use plan and that the existing NEPA documentation fully covers the proposed action and constitute BLM s compliance with the requirements of NEPA.

/S/ Kathryn E. Pedrick
Signature of the Responsible Official

3/17/05
Date

Note: The signed CONCLUSION on this worksheet is part of an interim step in the BLM s internal analysis process and does not constitute an appealable decision.

DECISION RECORD

NEPA No.: AZ020-2005-0039
Serial No.: AZA32521

Decision:

It is my decision to approve the Special Recreation Permit for the Phoenix Four-Wheel Drive Club for March 20-28, 2005. The permit will authorize the Phoenix Four-Wheel Drive Club to camp in a designated area, participate in social activities and conduct an organized driving rally event on the approved existing roads and trails as described in the proposed action for the NEPA documentation.

Rationale for Decision:

The proposed action is in conformance with the *"Phoenix Resource Area Resource Management Plan/Environmental Impact Statement"*, dated September 1989, the *"Arizona Trail Riders Enduro Motorcycle Event"* Environmental Assessment, dated February 25, 1998, and the *"Special Recreation Permits for Commercial Recreation Activities on Public Lands in Arizona"* Environmental Assessment, dated August 1993. This decision has no adverse impact on energy development, production, supply and/or distribution. Stipulations addressed in the NEPA document should ensure protection of the sensitive resources in the proposed areas. Compliance monitoring will be conducted to ensure these measures are followed and no significant impacts are occurring.

Mitigation Measures/Stipulations:

1. Motorized extreme rock crawling activities are to remain on inventoried routes identified on the map provided by the BLM.
2. Vegetation cutting and rock stacking is prohibited.
3. Permittee is responsible for, and assumes any liability for, any discharge of fluids (defined as, but not limited to, the spilling, leaking, pumping, pouring, emitting, emptying or dumping of gasoline, motor oil, transmission fluids and anti-freeze) which may pose a threat to public health or welfare, or the environment. Discharges will be cleaned up, removed and disposed of in accordance with applicable local, state and federal laws. Contaminated areas will be rehabilitated if necessary. Permittee will notify the BLM of all discharges greater than one quart within 14 days of occurrence. Participants shall be advised that every effort must be made to avoid soil contamination during four-wheeling activities, fueling, and while making vehicle repairs. It is strongly encouraged that all participants carry absorbent pads, mats or rolls that can absorb a minimum of one quart of fluid. Whenever possible, ground cover shall also be used, such as a tarp, when conducting vehicle repairs or fueling.
4. Traffic on the access road and in the staging area will be limited to 15 MPH. The permittee will post speed limit signs every ½ mile on the access road and every 100 yards in the staging area for the duration of the event. Throughout the event, water will be applied to the access road and the staging area every 4 hours during the day, or as needed. Water will be applied after the event has ended when the staging area is clear of all vehicles.

The attached Arizona and Phoenix Field Office BLM Stipulations for Commercial Event SRPs will apply and are incorporated herein. This permit will remain in effect during the approved time period as long as the applicant complies with all terms, conditions and stipulations.

/S/ Kathryn E. Pedrick (for Teresa A. Raml)
Assistant Field Manager

3/17/05
Date

**PHOENIX FIELD OFFICE BLM
STANDARD STIPULATIONS FOR
COMMERCIAL MOTORIZED EVENT
SPECIAL RECREATION PERMITS
Phoenix 4-Wheelers 2005 OHV Event, AZA-32521**

In addition to the conditions and stipulations listed on the Special Recreation Application and Permit form, the Arizona and Phoenix Field Office BLM have established the following additional stipulations designed to protect the lands and resources involved, reduce user conflicts, and/or minimize health and safety hazards. The stipulations will be made part of the permit. Failure to comply with these stipulations may result in the loss of permit privileges.

- BLM Contacts: Penny Foreman at 623-580-5528, or Jack Ragsdale at 623-580-5643
- BLM Law Enforcement Dispatch Office: 1800-637-9152 or 623-580-5515

General Administrative:

1. Estimated fee payments, or the minimum non-refundable annual fee, whichever is applicable, will be submitted in advance to the BLM authorized officer prior to issuance or validation of the permit. Any additional use fees will be due at the end of the six month reporting period in which the fees were accrued. Overpayment of fees will be applied to the following year's estimated use fees. **Use fees for commercial permits are 3% of gross revenue or the minimum annual fee of \$80, whichever is greater.** (Gross revenue is the total amount of money received by a permittee for undertaking a permitted activity. This includes, but is not limited to, the following: registration fees, entrance fees, raffle receipts, revenue from the sale of images or broadcasting rights and cash donations.)
2. Fees for vending operations included with this permit are calculated in addition to the above fees. Vending fees are 3% of gross receipts of on-site sales associated with the permitted activity. Vending operations include, but aren't limited to, the sale of clothing, food and beverages, general merchandise, photography and videos. The receipts are to be included on the event post use report where indicated and fees submitted with the event fees.
3. **Post use reports, and any additional use fees, are due within 15 business days of completion of the event.**
4. The permittee is required to contact private landowners and other governmental agencies whose property is affected by the use associated with the permit (this includes the Arizona State Land Department for state trust lands). Evidence that authorization has been obtained must be available to the BLM authorized officer upon request.
5. Any changes to the approved Plan of Operations must first be approved by the BLM authorized officer. **This includes the use of subcontractors.**

6. The permit does not authorize exclusive use and shall not be construed in any way so as to prevent public use or access on any public lands except as expressly allowed under the permit.
7. The permittee is required to provide the BLM authorized officer with a copy of a valid Certificate of Insurance covering the periods of use. The U.S. Government must be named as a co-insured party on the policy. Minimum general liability limits are: \$500,000 per occurrence and \$1,000,000 annual aggregate for bodily injury, and \$30,000 property damage per occurrence and \$50,000 annual aggregate, if the policy specifies aggregate limits
8. **It is the responsibility of the permittee to ensure valid insurance coverage, including general public liability, with the limits listed above, is provided for all equipment and services supplied by subcontractors.** A copy of the valid insurance coverage must be made available to the BLM authorized officer upon request.
9. A copy of this permit and the stipulations must be made available to any BLM employee, participant or other interested party upon request during all tours conducted on BLM administered land.
10. Any violation of the permit terms, conditions and stipulations may be subject to penalties prescribed in 43 CFR 8372.0-7, which may include fines up to \$1,000 and/or imprisonment up to 12 months. Additionally, any such violation may result in permit probation, suspension or revocation. Examples which can lead to permit violations include, but are not limited to; delinquent post use reports and/or payments, deviations to operating plan not approved by authorized official, violation of laws and regulations, significant resource damage and public endangerment.
11. All signs on public lands must be authorized by the BLM in writing.
12. The permittee is responsible for ensuring the safety of all clients and support personnel, assuring that all permit actions are in conformance with local, state and federal health and safety standards and providing for appropriate emergency attention.
13. The permittee shall coordinate all traffic control and emergency responses with the BLM law enforcement ranger and/or the appropriate county sheriff's office.
14. All injuries requiring emergency hospital care will be reported to the BLM authorized officer within two days of the occurrence and a Death and Injury Report submitted to the BLM authorized officer within 10 days of the occurrence.
15. The BLM reserves the right to alter the terms, conditions or stipulations of a permit at any time for reasons such as significant policy, administrative procedure or stipulation change.
16. Annual permits remain valid if the permittee is in good standing by complying with all

terms, conditions and stipulations including timely submission of post use reports, and applicable use fee payments. For multi-year permits, an annual review is done at the beginning of each fiscal year (October 1) and permits are validated for the upcoming fiscal year. For a permit to be validated, the permittee must be in good standing by complying with all terms, conditions and stipulations including timely submission of post use reports, and applicable use fee payments. In addition, certificates of insurance need to be current, and operating plans must be reviewed and updated with any changes before a permit will be validated for the upcoming fiscal year.

Resource Protection:

1. All activities are to remain on the approved roads, trails, washes and/or staging areas. No deviation to these routes is permitted without prior approval from the BLM authorized officer. Motorized vehicles are not permitted in riparian areas or in running washes except at road crossings.
2. **Employees and clients will be instructed that it is unlawful to disturb, deface, excavate or remove any archaeological or paleontological objects or structures. Simply, look but don't touch! Rock art may be photographed but not touched. Collection of prehistoric or historic artifacts is not allowed.** Any prehistoric or historic cultural site or human remains discovered by the permittee, employees or clients will be left undisturbed and reported as soon as possible to the BLM authorized officer.
3. Permittee must notify the BLM authorized officer of any specific archaeological sites proposed for inclusion on tours. Tours to sites are subject to BLM approval and protective stipulations. No more than 25 people may visit a cultural site at any one time.
4. Historical mine sites should not be disturbed. Collecting artifacts from these sites is strictly prohibited.
5. Stay out and Stay Alive! Abandoned mines are extremely dangerous and BLM policy is to avoid entry. All persons operating under this SRP, including subcontractors, are prohibited from entering abandoned mines.
6. Harassment of livestock, wildlife, wild horses or burros, or destruction of private and public improvements such as fences and gates is prohibited. All gates and fences shall be left as found. The taking of any threatened or endangered plant or animal is prohibited.
7. Proposed activities will be conducted in a manner that will not interfere with mining or exploration operations. No minerals are to be collected from areas encumbered by active mining claims unless authorized by the claimant(s).
8. Cutting or removal of live vegetation is not permitted without prior approval from the authorized officer.

9. Collection, harassment and disturbance of desert tortoises and Gila monsters are prohibited by Arizona State Law. If encountered on roads or trails they should be avoided. If a desert tortoise is encountered and cannot be avoided, it should be carefully moved to safety by carrying it horizontal to the ground, not tilted, and placed in the shade the minimum distance needed to remove it from harm's way. Gila monsters should be avoided and not handled. They are venomous and can inflict a serious and painful bite.
10. If the volume of use is determined to be adversely impacting soils or riparian condition through erosion, bank alteration or other means, the BLM may restrict use of affected areas or routes to allow restoration and recovery of degraded areas. During wet periods, certain road and trail segments may be closed to all traffic. The BLM will consider the applicant's needs when designing and implementing restrictions or watershed restoration efforts that could influence the operation.
11. In order to minimize the importation or spread of noxious weeds, before entering public land, all vehicles are to be washed thoroughly (including the undercarriage and engine compartment) to remove all soil and vegetation debris (including seeds and seed heads) acquired from previous use. This washing should occur at the home base of operations of the permittee before traveling to public lands. All vehicles used for activities approved by this permit are subject to inspection by the BLM.
12. The permittee will be committed to preserving and protecting the public lands by learning, practicing and promoting the *Leave No Trace* principles listed below and discussed in the enclosed brochure:
 - Plan ahead and prepare.
 - Travel and camp on durable surfaces.
 - Dispose of waste properly.
 - Leave what you find.
 - Minimize campfire impacts.
 - Respect wildlife.
 - Be considerate of other visitors.

Base Camp or Overnight Use (if applicable):

1. Permittee employees, volunteers and participants are restricted to camp in the designated base camp area(s). No dispersed camping is authorized.
2. No structures or improvements will be allowed to remain after the permitted use. Such structures may include corrals, picnic tables, hanging poles, etc.
3. Arizona Revised Statute 17-308 states that it is unlawful for a person to camp within one-fourth mile of a natural water hole containing water or a man-made watering facility containing water *in such a place that wildlife or domestic stock will be denied access to the*

only reasonable available water.

4. The base camp(s) and individual use areas will be maintained in a neat and clean condition with no litter.
5. All noncombustible refuse and all unburned combustible refuse must be carried out of the area and disposed of in a county approved disposal site. Burying garbage is prohibited.
6. Permittee is responsible for providing adequate sanitary portable toilets and refuse containers at the base camp(s) and is responsible for ensuring that all local, county and state health and safety standards are met.
7. When breaking camp(s), scatter manure to aid decomposition and discourage flies, and remove excess hay and straw as they do not deteriorate and leave an unsightly mess.

Motorized Vehicle Use:

1. **No motorized vehicles of any type are permitted in riparian areas or in running washes except at road crossings. Substantiated reports of unauthorized use in these areas will result in immediate probation and possible suspension or revocation of permit privileges.**
2. All motor vehicle use will comply with existing BLM and state motorized vehicle laws and regulations on public lands relating to use, standards, registration, operation and inspection. These regulations include, but are not limited to, the following:
 - A. No person shall operate an off-road vehicle on public lands:
 1. In a reckless, careless or negligent manner;
 2. In excess of established speed limits;
 3. While under the influence of alcohol, narcotics or drugs;
 4. In a manner causing, or likely to cause, significant undue damage to or disturbance of the soil, wildlife, wildlife habitat, improvements, cultural, or vegetative resources.
 - B. Drivers shall yield the right-of-way to pedestrians, saddle horses, pack trains, and animal drawn vehicles.
 - C. Drivers are prohibited from operating a motor vehicle, unless the driver and each front seat passenger are restrained by a properly fastened safety belt.
3. Permittee will be committed to preserving and protecting the public lands by learning, practicing and promoting the *Tread Lightly!* principles listed below and discussed in the enclosed brochure:
 - Travel and recreate with minimal impact,
 - Respect the environment and the rights of others,
 - Educate yourself, plan and prepare before you go,
 - Allow for future use of the outdoors, leave it *better* than you found it, and

➤ Discover the rewards of responsible recreation.

4. Motorcycles and/or ATVs are required to have USDA approved spark arresters and mufflers.

Extreme Rock Crawling Activities:

1. Motorized extreme rock crawling activities are to remain on inventoried routes identified on the map provided.
2. Vegetation cutting and rock stacking is prohibited.
3. Permittee is responsible for, and assumes any liability for, any discharge of fluids (defined as, but not limited to, the spilling, leaking, pumping, pouring, emitting, emptying or dumping of gasoline, motor oil, transmission fluids and anti-freeze) which may pose a threat to public health or welfare, or the environment. Discharges will be cleaned up, removed and disposed of in accordance with applicable local, state and federal laws. Contaminated areas will be rehabilitated if necessary. Permittee will notify the BLM of all discharges greater than one quart within 14 days of occurrence. Participants shall be advised that every effort must be made to avoid soil contamination during four-wheeling activities, fueling, and while making vehicle repairs. It is strongly encouraged that all participants carry absorbent pads, mats or rolls that can absorb a minimum of one quart of fluid. Whenever possible, ground cover shall also be used, such as a tarp, when conducting vehicle repairs or fueling.

Control of Fugitive Dust:

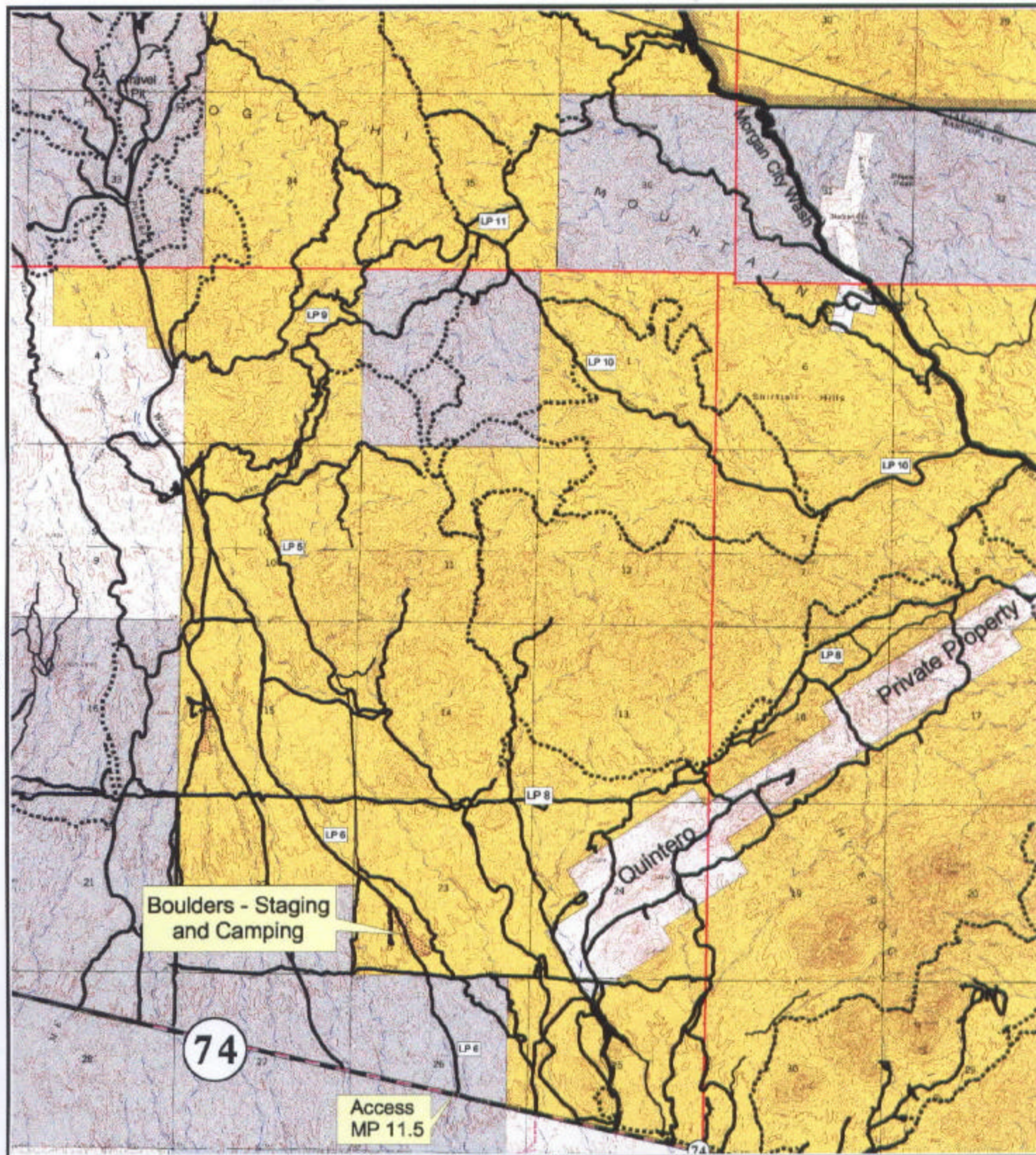
1. Traffic on the access road and in the staging area will be limited to 15 MPH. The permittee will post speed limit signs every ½ mile on the access road and every 100 yards in the staging area for the duration of the event.
2. Throughout the event, water will be applied to the access road and the staging area every 4 hours during the day, or as needed. Water will be applied after the event has ended when the staging area is clear of all vehicles.

R2

R1W

T 7 N

T 6 N



Phoenix 4Wheeler Roundup Map - March 20-27, 2005

All BLM two track routes shown on this map are permitted for this event.



Bureau of Land Management
Phoenix Field Office
21605 N. 7th Ave.
Phoenix, AZ 85027
623-580-5500

No warranty is made by BLM for the use of this map for purposes not intended by BLM, or to the accuracy, reliability, or completeness of the information shown. Spatial information may not meet National Map Accuracy Standards. This information may be updated without notification.

Portions of routes that traverse state, county or private lands ARE NOT authorized under this permit. Authorization must be obtained from the appropriate landowner for permitted activities.

Legend

- | | | |
|----------------|---------------------------------------|-----------------------|
| | Two Track Routes | Land Ownership |
| | Single Track Routes (motorcycle only) | BLM |
| | 0 0.5 Miles | Private |
| Scale 1:48,000 | | State |

